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BEFORE THE ARIZONA CORPORATION COMMISSION DOCKETED

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WILLIAM A. MUNDELL
CHAIRMAN
JIM IRVIN
COMMISSIONER
MARC SPITZER
COMMISSIONER

SEP 27 2002

2002 SEP 27 P 2:40

DOCKETED BY [Signature]

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF THE ARIZONA ELECTRIC DIVISION OF CITIZENS COMMUNICATIONS COMPANY TO CHANGE THE CURRENT PURCHASED POWER AND FUEL ADJUSTMENT CLAUSE RATE, TO ESTABLISH A NEW PURCHASED POWER AND FUEL ADJUSTMENT CLAUSE BANK, AND TO REQUEST APPROVED GUIDELINES FOR THE RECOVERY OF COSTS INCURRED IN CONNECTION WITH ENERGY RISK MANAGEMENT INITIATIVES.

DOCKET NO. E-01032C-00-0751

PROCEDURAL ORDER

BY THE COMMISSION:

By Procedural Order issued August 27, 2002, a hearing was scheduled in this proceeding for November 6, 2002, and certain other procedural timelines were established.

On September 24, 2002, Staff filed a Motion to Amend Procedural Dates and Continue Hearing ("Motion"). Staff contends that its discovery efforts have not proceeded as anticipated because a significant volume of information has now been provided through discovery that will require additional time to review. Staff believes much of the information contained in the documents may be relevant and that additional time will be needed to prepare its Supplemental Testimony. Staff requested that the procedural dates be amended to permit Staff and intervenor testimony to be filed by November 12, 2002.

On September 25, 2002, Citizens Communications Company ("Citizens" or "Company") filed a Response to Staff's Motion. Citizens argues that Staff has not identified any relevant documents that were not previously provided. According to the Company, it provided responses to a number of irrelevant data requests, rather than objecting to such requests, in order to avoid postponing the hearing. Citizens claims that granting Staff's request would penalize Citizens for responding to irrelevant data requests rather than objecting to such requests. The Company reiterated its claim that it is losing money for every day this proceeding is delayed and that it has gone beyond what should

1 be expected of a company appearing before the Commission. Citizens argues that further delay
2 would wrongfully deny the Company its property. Therefore, Citizens requests that Staff's Motion
3 be denied.

4 On September 26, 2002, the Administrative Law Judge conducted a telephonic Procedural
5 Conference with the parties to discuss Staff's Motion. The Administrative Law Judge ruled that the
6 procedural schedule and hearing date should be vacated and that new dates should be established for
7 this case. The following revised procedural schedule should therefore be observed:

- 8 October 22, 2002 Submission of Final Supplemental Data Requests
- 9 October 29, 2002 Responses to Final Supplemental Data Requests
- 10 November 5, 2002 Supplemental Testimony by Staff and Intervenors
- 11 November 12, 2002 Submission of Supplemental Testimony Data Requests
- 12 November 19, 2002 Responses to Supplemental Testimony Data Requests
- 13 December 2, 2002 Supplemental Rebuttal Testimony by Citizens
- 14 December 5, 2002 Pre-Hearing Procedural Conference
- 15 December 6, 2002 Submission of Testimony Summaries
- 16 December 9, 2002 Hearing Begins

17 IT IS THEREFORE ORDERED that Staff's Motion to Amend Procedural Schedule and
18 Continue Hearing is granted to the extent described above.

19 IT IS FURTHER ORDERED that the procedural schedule set forth above be observed and
20 followed. The schedule may be modified for good cause shown upon the filing of an appropriate
21 motion. However, all parties are expected to make all reasonable efforts to adhere to this revised
22 procedural schedule.

23 IT IS FURTHER ORDERED that the hearing scheduled for November 6, 2002 be vacated
24 and that the hearing be rescheduled to commence on December 9, 2002, at 10:00 a.m., at the offices
25 of the Commission. Public Comment will be taken on the first day of the hearing.

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1 IT IS FURTHER ORDERED that the pre-hearing procedural conference scheduled for
2 October 31, 2002 be vacated and that the pre-hearing procedural conference be rescheduled for
3 December 5, 2002, at 1:30 p.m., at the offices of the Commission.
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6 DATED this 27th day of September, 2002.
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10 DWIGHT D. NODES
11 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE
12
13

14 Copies of the foregoing mailed/delivered
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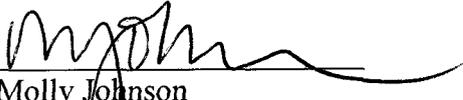
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24 By: 

25 Molly Johnson
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28